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S. 1878

IN THE SENATE OF THE UNITED STATES

MAY 3 (legislative day, MAY 2), 1955

Mr. MANSFIELD (for himself and Mr. MURRAY) (by request) introduced the following bill; which was read twice and referred to the Committee on Interior and Insular Affairs

A BILL

To amend the Act authorizing the conveyance of certain lands to Miles City, Montana, in order to extend for five years the authority under such Act.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 6 of the Act entitled “An Act to authorize the
4 conveyance to the city of Miles City, State of Montana, cer-
5 tain lands in Custer County, Montana, and for other pur-
6 poses”, approved June 16, 1950 (64 Stat. 233), is amended
7 by striking out “five years” and inserting in lieu thereof “ten
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By Mr. MANSFIELD and Mr. MURRAY

MAY 3 (legislative day, MAY 2), 1955

Read twice and referred to the Committee on Interior and Insular Affairs

84TH CONGRESS
1ST SESSION

H. R. 6296

IN THE HOUSE OF REPRESENTATIVES

MAY 17, 1955

Mr. FJARE introduced the following bill; which was referred to the Committee on Interior and Insular Affairs

A BILL

To amend the Act authorizing the conveyance of certain lands to Miles City, Montana, in order to extend for five years the authority under such Act.

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3 That section 6 of the Act entitled "An Act to authorize the
4 conveyance to the city of Miles City, State of Montana, cer-
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84TH CONGRESS
1ST SESSION

H. R. 6296

A BILL

To amend the Act authorizing the conveyance of certain lands to Miles City, Montana, in order to extend for five years the authority under such Act.

By Mr. FJARE

MAY 17, 1955

Referred to the Committee on Interior and Insular
Affairs

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued June 8, 1955
For actions of June 7, 1955
84th-1st, No. 94

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HIGHLIGHTS: Senate passed housing bill. House passed bill to give CEA subpoena power, and a measure for USDA study of tobacco controls. Both are ready for President. House passed bill to prohibit USDA prediction of apple prices.

HOUSE

1. POSTAL PAY. Passed with amendments S. 2061, which would increase the basic rate of compensation for certain field employees of the Post Office Department (pp. 6614-36).
2. CEA. Passed without amendment S. 1398 (in lieu of H. R. 4514), to give subpoena powers to the Commodity Exchange Authority (p. 6640). This bill is now ready for the President.
3. LANDS. Passed without amendment S. 998 (in lieu of H. R. 1762), to transfer certain ARS lands to the city of Woodward, Okla (p. 6660). This bill is now ready for the President.
Passed without amendment S. 265, to amend the acts authorizing agricultural entries under the nonmineral land laws of certain mineral lands in order to increase the limitation with respect to desert entries made under such acts to 320 acres (p. 6645). This bill is now ready for the President.
Passed without amendment H. R. 4894, which would repeal certain obsolete laws relating to disposals of land under the timber and stone laws (p. 6645).
The Committee on Interior and Insular Affairs ordered re-referred to the Subcommittee on Public Lands S. 1529, to extend the boundaries of the Theodore Roosevelt Memorial Park, N. Dak. (p. D518).
4. TOBACCO. Passed without amendment S. J. Res. 60, to authorize a study and report by the Secretary of Agriculture on burley tobacco marketing controls (p. 6642). This measure is now ready for the President.

5. APPLES. Passed as reported H. R. 5188, which would prohibit publication by the USDA of any prediction with respect to apple prices (p. 6642).
6. WATER COMPACTS. Passed with amendments H. R. 3587, which would authorize the negotiation of a compact between Oregon and California for the use of waters of the Klamath River (p. 6649).
7. TRADE. The Conferees, in executive session, agreed to file a conference report on the differences between the Senate- and the House-passed versions of H. R. 1, to extend the authority of the President to enter into trade agreements (p. D519).

SENATE

8. HOUSING. Passed, 60 to 25, with amendments S. 2126, the housing bill (pp. 6570-85, 6588-91, 6597-6608). Adopted a Sparkman amendment authorizing the farm housing loans to be made on an insured basis (pp. 6603-4).

Title VI of the bill provides as follows: Extends the existing program under Title V of the Housing Act of 1949 and retains the definition of a farm now included in that Act. Authorizes an additional \$100 million for farm loans authorized to be made on adequate farms, an additional \$2 million to permit the payment of annual contributions made in connection with loans on potentially adequate farms, and an additional \$10 million for special grants and loans required to make farm housing safe and sanitary. The new provisions also include a new insuring authority under title V of the Housing Act of 1949 and set the interest rate on insured loans at not to exceed $4\frac{1}{2}\%$.

Title V of the bill authorizes HEW to undertake a research program to determine the causes and effects of air pollution, to develop devices and industrial methods for preventing and eliminating air pollution, and to provide guidance and assistance to States and local communities to prevent and control air pollution. Authorizes HEW to enter into research contracts with, or make research grants to, State and local public agencies, and educational institutions, and to enter into arrangements with industries and private organizations for cooperative studies. Authorizes Housing and Home Finance Agency to provide financial assistance to business enterprises to purchase or construct equipment to reduce the amount of air pollution in the area where the equipment is installed.
9. FARM LOANS. Concurred in House amendments to S. 654, providing for additional direct loans for the purchase of farms by veterans under the Veterans' Re-adjustment Act (pp. 6587-8). This bill will now be sent to the President.
10. LANDS. The Interior and Insular Affairs Committee reported without amendment S. 1878, to amend the act authorizing the conveyance of certain ARS lands to Miles City, Mont., in order to extend for 5 years the authority under such act (S. Rept. 499) (p. 6561).
11. LABOR STANDARDS. The Labor and Public Welfare Committee reported without amendment an original bill, S. 2168, to amend the Fair Labor Standards Act of 1938, in order to increase the national minimum wage (S. Rept. 498) (pp. 6561, 6608).
12. POSTAL PAY. Concurred in House amendments to S. 2061, the postal pay bill (pp. 6585-7). This bill will now be sent to the President.
13. COPPER. Discussed H. R. 5695, to continue until June 30, 1958, the suspension of certain import taxes on copper (p. 6608). This bill was made the unfinished business (p. 6611).

Calendar No. 503

84TH CONGRESS }
1st Session }

SENATE

{ REPORT
No. 499

AMENDING THE ACT AUTHORIZING THE CONVEYANCE OF
CERTAIN LANDS TO MILES CITY, MONT., IN ORDER TO EXTEND
FOR 5 YEARS THE AUTHORITY UNDER SUCH ACT

JUNE 7, 1955.—Ordered to be printed

Mr. ANDERSON, from the Committee on Interior and Insular Affairs,
submitted the following

R E P O R T

[To accompany S. 1878]

The Committee on Interior and Insular Affairs, to whom was referred the bill (S. 1878) to amend the act authorizing the conveyance of certain lands to Miles City, Mont., in order to extend for 5 years the authority under such act, having considered the same, report favorably thereon without amendment and with the recommendation that the bill do pass.

PURPOSE OF THE BILL

Public Law 563, 81st Congress, approved June 16, 1950, authorized the conveyance to Miles City, Mont., of certain lands in Custer County Mont., for use mainly as an industrial site. The legislation involves 6 tracts of land comprising about 540.4 acres at the United States Range Livestock Experiment Station of the Agricultural Research Service. The law provides that the land is to be conveyed to Miles City upon payment of a just and reasonable consideration based upon the value of the land as an industrial site. It also provides that—

The authority herein contained shall expire five years from the effective date of this Act unless, prior to such expiration date, the city of Miles City shall have made proper tender of consideration and other necessary arrangements as set forth in this Act.

The present legislation will expire June 15, 1955.

Miles City has purchased and has received the patents for tracts Nos. 1, 2, 3, and 4, consisting of about 271.24 acres, and is purchasing 25 acres of tract No. 6 on a term purchase contract. There remain all of tract No. 5 and the balance of tract No. 6. Before the remaining 244.16 acres may be purchased, the Department of Agriculture must

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2 AMEND ACT CONVEYING CERTAIN LANDS TO MILES CITY, MONT.

approve the use to which the land will be put. The Miles City Chamber of Commerce desires that the act be extended in order that the city's Industrial Planning Board may develop proposals for approved use of the remaining 244.16 acres in accordance with the provisions of law. S. 1878 provides for an additional period of 5 years.

Both the Department of Agriculture and the Department of the Interior have reported favorably on S. 1878. The Bureau of the Budget has no objection to the enactment of this legislation.

The aforesaid reports of the Department of Agriculture, the Department of the Interior, and Bureau of the Budget are as follows:

DEPARTMENT OF AGRICULTURE,
Washington 25, D. C., May 17, 1955.

HON. JAMES E. MURRAY,
Chairman, Committee on Interior and Insular Affairs,
United States Senate.

DEAR SENATOR MURRAY: This is in reply to Mr. Coburn's telephone request of May 16, 1955, for a report on S. 1878, a bill to amend the act authorizing the conveyance of certain lands to Miles City, Mont., in order to extend for 5 years the authority under such act.

We recommend passage of the bill.

Public Law 563, 81st Congress, approved June 16, 1950, authorized the conveyance to Miles City, Mont., of certain lands in Custer County, Mont., for use mainly as an industrial site. The legislation involves six tracts of land comprising about 540.4 acres at the United States Range Livestock Experiment Station of the Agricultural Research Service. The law provides that the land is to be conveyed to Miles City upon payment of a just and reasonable consideration based upon the value of the land as an industrial site. It also provides that "The authority herein contained shall expire five years from the effective date of this Act unless, prior to such expiration date, the city of Miles City shall have made proper tender of consideration and other necessary arrangements as set forth in this Act." The present legislation will expire June 15, 1955.

Miles City has purchased and has received the patents for tracts Nos. 1, 2, 3, and 4, consisting of about 271.24 acres, and is purchasing 25 acres of tract No. 6 on a term purchase contract. There remain all of tract No. 5 and the balance of tract No. 6. Before the remaining 244.16 acres may be purchased, the Department must approve the use to which the land will be put. It is our understanding that the Miles City Chamber of Commerce desires that the act be extended for a considerable length of time in order that the city's Industrial Planning Board may develop proposals for approved use of the remaining 244.16 acres in accordance with the provisions of law. S. 1878 provides for an additional period of 5 years.

The Bureau of the Budget advises that there is no objection to the submission of this report.

Sincerely yours,

TRUE D. MORSE, *Acting Secretary.*

DEPARTMENT OF THE INTERIOR,
OFFICE OF THE SECRETARY,
Washington 25, D. C., May 23, 1955.

HON. JAMES E. MURRAY,
Chairman, Committee on Interior and Insular Affairs,
United States Senate, Washington 25, D. C.

MY DEAR SENATOR MURRAY: This is in reply to your request for the views of this Department on S. 1878, a bill to amend the act authorizing the conveyance of certain lands to Miles City, Mont., in order to extend for 5 years the authority under such act.

We have no objection to the enactment of this bill.

S. 1878, if enacted, would extend for an additional period of 5 years the act of June 16, 1950 (64 Stat. 233), the provisions of which will expire on June 16, 1955. Section 1 of that act authorized the Secretary of the Interior to convey to Miles City, Mont., upon payment of a just and reasonable compensation to be determined by the Secretary, four tracts of public lands, amounting to about 271 acres, which were a part of the United States Range Livestock Experiment Station at

AMEND ACT CONVEYING CERTAIN LANDS TO MILES CITY, MONT. 3

Miles City. The city has paid the appraised price (\$4,314.44) for the lands, and patent has been issued. The extension of this act for another 5 years would, consequently, have no effect upon the provisions of this section.

Section 2 of the 1950 act authorized the Secretary of the Interior to sell such parts of two other tracts within the experiment station as the Secretary of Agriculture should deem more suitable for use by Miles City than by the experiment station. The appraised price of land subject to section 2 is to be based upon use for industrial purposes. Land subject to section 2 would be conveyed on condition that it be used for commercial and industrial purposes or in furnishing essential municipal services, and, if the land were not used for such purposes, title would revert to the United States. Miles City has applied for 25.67 acres under section 2; this tract has been appraised at \$10,268, and the city has so far paid \$2,268 of that price. We understand that the city has had some difficulty in financing the purchase of the remaining tract and in finding industrial users for the lands involved. If this bill were enacted, Miles City would have 5 more years in which to complete its purchase of the 25.67 acres on which partial payment has already been made and also to negotiate for the purchase of any additional lands which it may desire to acquire under section 2. We have no objection to the extension of this act for any period of time which the Congress considers reasonable.

It should be noted that in all conveyances under the 1950 act all minerals must be reserved to the United States.

Since I am informed that there is a particular urgency for the submission of the views of the Department, this report has not been cleared through the Bureau of the Budget and, therefore, no commitment can be made concerning the relationship of the views expressed herein to the program of the President.

Sincerely yours,

FRED G. AANDAHL,
Assistant Secretary of the Interior.

EXECUTIVE OFFICE OF THE PRESIDENT,
BUREAU OF THE BUDGET,
Washington 25, D. C., June 1, 1955.

Hon. JAMES E. MURRAY,
*Chairman, Committee on Interior and Insular Affairs,
United States Senate, Washington 25, D. C.*

MY DEAR MR. CHAIRMAN: This is in reply to your letter of May 11, 1955, requesting the views of this Bureau with respect to S. 1878, a bill to amend the act authorizing the conveyance of certain lands to Miles City, Mont., in order to extend for 5 years the authority under such act.

The Bureau of the Budget believes that the provisions of S. 1878 will effect a reasonable extension of time for the city of Miles City, Mont., to make financial arrangements for the remaining payments on the 25.67-acre tract of land which was appraised at \$10,268, of which the city has paid \$2,268; and to complete negotiations for the purchase of additional lands for industrial development. Since the price which is to be paid for the lands to be used for industrial purposes is at the full appraised value, the interests of the Federal Government appear to be well protected.

For the reasons set forth above, this Bureau would have no objection to the enactment of S. 1878.

Sincerely yours,

DONALD R. BELCHER,
Assistant Director.



84TH CONGRESS
1ST SESSION

S. 1878

[Report No. 499]

IN THE SENATE OF THE UNITED STATES

MAY 3 (legislative day, MAY 2), 1955

Mr. MANSFIELD (for himself and Mr. MURRAY) (by request) introduced the following bill; which was read twice and referred to the Committee on Interior and Insular Affairs

JUNE 7, 1955

Reported by Mr. ANDERSON, without amendment

A BILL

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2 *tives of the United States of America in Congress assembled,*
3 That section 6 of the Act entitled "An Act to authorize the
4 conveyance to the city of Miles City, State of Montana, cer-
5 tain lands in Custer County, Montana, and for other pur-
6 poses", approved June 16, 1950 (64 Stat. 233), is amended
7 by striking out "five years" and inserting in lieu thereof "ten
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[Report No. 499]

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By Mr. MANSFELD and Mr. MURRAY

MAY 3 (legislative day, MAY 2), 1955

Read twice and referred to the Committee on Interior
and Insular Affairs

JUNE 7, 1955

Reported without amendment

Senate

June 14, 1955

7. POSTAL RATES. The Post Office and Civil Service Committee reported with amendments S. 1292, to readjust postal classification on educational and cultural materials (S. Rept. 517) (p. D547).
18. LANDS. Passed without amendment S. 1878, to amend the act authorizing the conveyance of certain ARS lands to Miles City, Mont., in order to extend for 5 years the authority under such act (p. 6896).
19. RECLAMATION. Passed without amendment S. 1177, for the relief of desert land entrymen whose entries are dependent upon percolating waters for reclamation (p. 6897).
Sen. Barrett criticized reduction in appropriations for reclamation projects and stated that reductions for the Missouri Basin project are "unjustified and unwarranted" (p. 6937-8).
20. RESEARCH. Sen. Humphrey spoke in favor of Hoover Commission recommendations that greater Federal support be given to both basic and medical research and inserted a Washington Post article on this subject (pp. 6934-6).

ITEMS IN APPENDIX

21. MONOPOLIES. Sen. Humphrey inserted an article from the Minnesota Food Guide in which the National Association of Retail Grocers charges that the recent recommendations of the Attorney General's National Committee are an attempt to undermine the authority of the Robinson-Patman Act (pp. A4203-4).
Rep. Celler described the progress being made by the Antitrust Subcommittee of the House Judiciary Committee in unearthing evidence of unfair trade practices, and its efforts to initiate legislation strengthening antitrust laws, and mentioned that the recommendations of the Attorney General have very little support among witnesses before this subcommittee (pp. A4245-7).
22. ELECTRIFICATION; RECLAMATION. Sen. Sparkman inserted an editorial, "Private vs. Public Power," commending TVA for being instrumental in bringing down private power rates and charging that "the latest move to hamper TVA ... is the 'power squeeze'" (p. A4205).
Another editorial inserted by Sen. Sparkman maintains that TVA has paid its own way, at the same time producing cheap power, and criticizes the Budget Bureau for imposing restrictions on its operations (p. A4210).
Rep. Radwan inserted a resolution from the Young Men's Republican Club of Erie Co., Buffalo, N. Y., endorsing his bill for construction for power purposes on the Niagara River (p. A4216).
Rep. Coon quoted an editorial from the Naches, Wash., Sun, approving the principle of cooperation between public and private power interests in reclamation projects (p. A4225).
Rep. Hiestand charged that Drew Pearson distorted the facts regarding Vice President Nixon's attendance at the REA 20th anniversary observance, and quoted a letter from REA Administrator Nelson correcting the alleged misinformation (pp. A4224-5).
Rep. Green quoted an address by former Pres. Truman in which he bitterly criticized the Administration's policies in regard to the development of public power projects (pp. A4241-2).
23. DAIRY. Rep. Quigley inserted an article from the Pennsylvania Farmer advocating better promotion for dairy products, as opposed to lower prices, for creating larger markets (pp. A4216-7).

24. IMMIGRATION. Rep. Coudert inserted a speech delivered at the Carnegie Hall Rally for a Fair Immigration Law, urging legislation easing some of the restrictions of present immigration laws (pp. A4217-8).
25. FOREIGN AID. Sen. Langer inserted from the Washington Star Constantine Brown's article criticizing foreign aid as "fleecing the taxpayer," charging an uncoordinated program, wastefulness, and duplication of services by many agencies (pp. A4229-30).

BILLS INTRODUCED

26. MONOPOLIES. S. 2205, by Sen. Sparkman, to amend section 11 of the Clayton Act to provide for the more expeditious enforcement of cease and desist orders issued thereunder; to Judiciary Committee (p. 6865).
27. RECLAMATION. S. 2206, by Sen. Hruska, to provide for the construction and operation by the Secretary of the Interior of the Ainsworth unit of the Missouri River Basin project; to Interior and Insular Affairs Committee (p. 6865).
- S. 2218, by Sen. Bible (for himself and Sen. Malone), to provide for the conveyance, upon completion of the payment of construction charges, of the Newlands project, including lands and works, to the Truckee-Carson Irrigation District, Fallon, Nev.; to Interior and Insular Affairs Committee (p. 6865). Remarks of author (pp. 6866-7).
- S. 2217, by Sen. Bible, to provide for transfer of title to irrigation distribution systems constructed under the Federal reclamation laws upon completion of repayment of the costs thereof; to Interior and Insular Affairs Committee (p. 6865). Remarks of author (pp. 6866-7).
- S. 2234, by Sen. Morse (for himself and Sen. Neuberger), to authorize the Secretary of the Interior to construct, operate, and maintain the Juniper division of the Wapinitia Federal reclamation project, Oregon; to Interior and Insular Affairs Committee (p. 6866). Remarks of author (p. 6878).
28. CIVIL DEFENSE. S. 2215, by Sen. Kefauver (for himself and others), to establish a civil defense commission to study dispersal; to Armed Services Committee (p. 6865). Remarks of author (p. 6866).
29. APPROPRIATIONS. S. 2216, by Sen. Ellender, to amend the act of March 4, 1915 (38 Stat. 1086, 1101; 16 U. S. C. 497); to Agriculture and Forestry Committee (p. 6865).
30. REA. S. 2230, by Sen. Williams, to make the Housing and Home Finance Agency, the Rural Electrification Administration, and the Small Business Administration subject to the Government Corporation Control Act; to Government Operations Committee (p. 6866). Remarks of author (p. 6878).
31. LANDS. H. R. 6807, by Del. Farrington, to authorize the amendment of certain patents of Government lands containing restrictions as to use of such lands in the Territory of Hawaii; to Interior and Insular Affairs Committee (p. 6991).
- H. R. 6808, by Del. Farrington, to amend section 73 (1) of the Hawaiian Organic Act; to Interior and Insular Affairs Committee (p. 6991).
- H. R. 6815, by Rep. Poage, to provide for the orderly disposition of property acquired under title III of the Bankhead-Jones Farm Tenant Act; to Agriculture Committee (p. 6991).

S. 1878

IN THE HOUSE OF REPRESENTATIVES

JUNE 15, 1955

Referred to the Committee on Interior and Insular Affairs

AN ACT

To amend the Act authorizing the conveyance of certain lands to Miles City, Montana, in order to extend for five years the authority under such Act.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 6 of the Act entitled "An Act to authorize the
4 conveyance to the city of Miles City, State of Montana, cer-
5 tain lands in Custer County, Montana, and for other pur-
6 poses", approved June 16, 1950 (64 Stat. 233), is amended
7 by striking out "five years" and inserting in lieu thereof "ten
8 years".

Passed the Senate June 14, 1955.

Attest:

FELTON M. JOHNSTON,

Secretary.

AN ACT

To amend the Act authorizing the conveyance of certain lands to Miles City, Montana, in order to extend for five years the authority under such Act.

JUNE 15, 1955

Referred to the Committee on Interior and Insular
Affairs

ton, Tex., on a life-insurance policy issued by that company to her son, William B. Rice, RA-12296456 (George Rice, Jr.), deceased, prior to the last day of grace as authorized to do so under the law: *Provided*, That no part of the amount appropriated in this act shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

The amendment was agreed to.

The amendment was ordered to be engrossed and the bill to be read a third time.

The bill was read the third time and passed.

The title was amended so as to read: "An act for the relief of Mrs. Sally Rice."

THOMAS F. HARNEY, JR., DOING BUSINESS AS THE HARNEY ENGINEERING CO.

The Senate proceeded to consider the bill (H. R. 2907) for the relief of Thomas F. Harney, Jr., doing business as the Harney Engineering Co., which had been reported from the Committee on the Judiciary with an amendment on page 2, line 9, after the word "claimant", to insert a colon and "*Provided*, That no part of the amount appropriated in this act shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000."

The amendment was agreed to.

The amendment was ordered to be engrossed and the bill to be read a third time.

The bill was read the third time and passed.

HERBERT ROSCOE MARTIN

The Senate proceeded to consider the bill (H. R. 3281) for the relief of Herbert Roscoe Martin, which had been reported from the Committee on the Judiciary, with an amendment on page 2, line 2, after the word "act", to strike out "in excess of 10 percent thereof."

The amendment was agreed to.

The amendment was ordered to be engrossed and the bill to be read a third time.

The bill was read the third time and passed.

LOUIS ELTERMAN

The Senate proceeded to consider the bill (H. R. 3958) for the relief of Louis Elterman, which had been reported from the Committee on the Judiciary, with an amendment, on page 1, line 11, after the word "act", to strike out "in excess of 10 percent thereof."

The amendment was agreed to.

The amendment was ordered to be engrossed and the bill to be read a third time.

The bill was read the third time and passed.

ORRIN J. BISHOP

The Senate proceeded to consider the bill (H. R. 4249) for the relief of Orrin J. Bishop, which had been reported from the Committee on the Judiciary, with an amendment, on page 2, line 9, after the word "act", to strike out "in excess of 10 percent thereof."

The amendment was agreed to.

The amendment was ordered to be engrossed and the bill to be read a third time.

The bill was read the third time and passed.

THEODORE J. HARRIS

The Senate proceeded to consider the bill (H. R. 4714) for the relief of Theodore J. Harris, which had been reported from the Committee on the Judiciary, with an amendment, on page 2, line 8, after the word "refund", to insert a colon and "*Provided, however*, That no part of the amount appropriated in this act shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000."

The amendment was agreed to.

The amendment was ordered to be engrossed and the bill to be read a third time.

The bill was read the third time and passed.

HUSSEIN KAMEL MOUSTAFA

The Senate proceeded to consider the bill (H. R. 1069) for the relief of Hussein Kamel Moustafa, which had been reported from the Committee on the Judiciary with amendments, on page 1, line 6, after the name "Moustafa", to insert "of Los Angeles, Calif.", and in line 10, after the word "act", to strike out "in excess of 10 percent thereof."

The amendments were agreed to.

The amendments were ordered to be engrossed and the bill to be read a third time.

The bill was read the third time and passed.

J. B. PHIPPS

The Senate proceeded to consider the bill (H. R. 1416) for the relief of J. B. Phipps, which had been reported from the Committee on the Judiciary with amendments, on page 1, line 11, after the numerals "1944", to insert a colon and "*Provided*, That no part of the amount provided for in this act shall be subject to any claim or reimbursement to any insurance company, or compensation insurance fund, which may have paid any

amount to the claimant herein by reason of the injuries incurred: *And provided further*", and on page 2, at the beginning of line 6, to strike out "in excess of 10 percent thereof."

The amendments were agreed to.

The amendments were ordered to be engrossed and the bill to be read a third time.

The bill was read the third time and passed.

ESTATE OF JAMES F. CASEY

The Senate proceeded to consider the bill (H. R. 1643) for the relief of James F. Casey, which had been reported from the Committee on the Judiciary, with amendments, on page 1, line 5, after the name "Casey", to insert "service number 33317739, private, first class, deceased, late of 2603 Memphis Street, Philadelphia 25, Pennsylvania," and on page 2, line 3, after the word "act", to strike out "in excess of 10 percent thereof."

The amendment was agreed to.

The amendments were ordered to be engrossed and the bill to be read a third time.

The bill was read the third time and passed.

Mr. HRUSKA. Mr. President, I ask unanimous consent to have printed in the RECORD at this point a statement concerning the situation presented by this type of bill. It is not an objection to the bill itself.

There being no objection, the statement was ordered to be printed in the RECORD, as follows:

MEMORANDUM ON H. R. 1643 (CAL. 499) FOR THE RELIEF OF THE ESTATE OF JAMES F. CASEY

As reported to the Senate, this bill would award the estate of James F. Casey \$881, which was the amount of a check made payable to the deceased on the basis of an award by the War Claims Commission on his claim for prisoner of war benefits.

The claim was allowed and certified for payment August 21, 1953. Claimant died September 28, 1953. The check issued in payment of the claim was returned and canceled.

Mr. Casey's only survivors are three brothers, and under the law brothers do not qualify to receive a reissuance of the check nor is there provision for payment of such proceeds to a decedent's estate. Section 6 (c) of the War Claims Act of 1948, as amended, provides for payment of survivorship claims only to a widow or a dependent husband, to children, or to parents.

The Republican Calendar Committee is constrained to agree with the conclusion of on the Judiciary that in a case such as this, where the only reason the check was not cashed was due to illness and subsequent death, the estate should be awarded the proceeds.

It is believed, however, that such relief should not be limited to a single case but that the War Claims Act should be amended to permit payment in similar cases that may arise in the future, without need for a private bill.

GEORGE L. F. ALLEN

The Senate proceed to consider the bill (H. R. 3045) for the relief of George L. F. Allen, which had been reported from the Committee on the Judiciary,

with amendments, on page 2, line 4, after the word "shall", to strike out "reimburse" and insert "pay"; at the beginning of line 7, to strike out "which would have been paid him" and insert "allowable"; and in line 11, after the name "Allen", to insert a colon and "Provided, That no part of the amount appropriated in this act shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000."

The amendments were agreed to.

The amendments were ordered to be engrossed and the bill to be read a third time.

The bill was read the third time, and passed.

CONVEYANCE OF CERTAIN LANDS IN THE TURTLE MOUNTAIN INDIAN RESERVATION

The bill (S. 1397) providing for the conveyance to St. Mary's Mission of certain lands in the Turtle Mountain Indian Reservation was announced as next in order.

The PRESIDING OFFICER. The Chair calls attention to the fact that the bill just reached on the calendar is the unfinished business. Is there objection to the Senate resuming consideration of the bill at this time?

There being no objection, the Senate resumed the consideration of the bill, which had been reported from the Committee on Interior and Insular affairs with amendments.

The PRESIDING OFFICER. The amendments reported by the Committee on Interior and Insular Affairs will be stated.

The amendments were on page 1, line 5, after the name "Saint", to strike out "Mary's Mission, Dunseith, North Dakota" and insert "Louis Church of Dunseith, Dunseith, North Dakota", and in line 9, after the word "lands", to strike out "located on the Turtle Mountain Indian Reservation", so as to make the bill read:

Be it enacted, etc., That the Secretary of the Interior is authorized and directed to transfer, with the consent of the Turtle Mountain Advisory Committee, to St. Louis Church of Dunseith, Dunseith, N. Dak., all right, title, and interest of the United States and of the Turtle Mountain Band of Chippewa Indians in and to the following-described lands: The east half of the southeast quarter of the southeast quarter of the southwest quarter, and the west half of the southwest quarter of the southwest quarter of the southeast quarter, of section 18, township 162 north, range 72 west, fifth principal meridian, excepting and reserving therefrom 100 feet along the section line for highway purposes.

The amendments were agreed to.

The bill was ordered to be engrossed for a third reading, was read the third time, and passed.

The title was amended so as to read: "A bill providing for the conveyance of

certain lands to St. Louis Church of Dunseith, Dunseith, N. Dak."

Mr. YOUNG subsequently said: Mr. President, I ask unanimous consent to have printed in the RECORD a statement I have prepared with regard to Calendar No. 501, Senate bill 1397, which was passed a while ago.

There being no objection, the statement was ordered to be printed in the RECORD, as follows:

STATEMENT BY SENATOR YOUNG

The St. Mary's Indian Mission at Dunseith, N. Dak., was organized in 1948 at which time a church was erected. The mission is under the direction of Father Francis J. Lorscheid who came to that area from Milwaukee, Wis., 10 years ago.

The purpose of the mission is to administer to the religious needs and sometimes the physical needs of the Turtle Mountain Band of Chippewa Indians, a band of some 500 members.

Father Lorscheid declares the situation of the Indians in that area is a very tragic one. In seeking title to the lands as described in S. 1397, Father Lorscheid's principal purpose is to obtain clearance for the erection of a building.

This building would be in the form of a community hall with a kitchen, sewing room, and living quarters for 3 or 4 sisters who are Indian teachers. If the title to the land is transferred to the mission, it is hoped the money for the construction of the building will be obtained from the citizens of North Dakota.

Father Lorscheid says there is a great deal of unemployment in the area of his mission. He says many of the Indian ladies are not able to keep house and otherwise are unable to take care of themselves and their families adequately.

Father Lorscheid states the problem is more acute now than it was 10 years ago. He feels the acquisition of the land and the eventual construction of a building will aid immeasurably in improving the living standards of the Chippewa Tribe.

At the present time the mission is staffed by five sisters in addition to Father Lorscheid. The sisters also spend part of their time at the parish and in work at a nearby TB sanatorium. Father Lorscheid is doing wonderful work in assisting the Indian population in his area, and it would seem to me that passage of this bill will aid immeasurably in improving the lot of the Indians in the St. Mary's Indian mission area.

CONVEYANCE OF CERTAIN LANDS TO MILES CITY, MONT.

The bill (S. 1878) to amend the act authorizing the conveyance of certain lands to Miles City, Mont., in order to extend for 5 years the authority under such act, was considered, ordered to be engrossed for a third reading, read the third time, and passed, as follows:

Be it enacted, etc., That section 6 of the act entitled "An act to authorize the conveyance to the city of Miles City, State of Montana, certain lands in Custer County, Mont., and for other purposes," approved June 16, 1950 (64 Stat. 233), is amended by striking out "5 years" in inserting in lieu thereof "10 years."

NET TONNAGE COMPUTATIONS

The bill (S. 1790) to amend section 4153 of the Revised Statutes, as amended, to authorize more liberal propelling-power allowances in computing the net

tonnages of certain vessels was considered, ordered to be engrossed for a third reading, read the third time, and passed, as follows:

Be it enacted, etc., That subdivision (f) of section 4153 of the Revised Statutes, as amended (U. S. C., 1952 ed., title 46, sec. 77 (f)), is further amended to read as follows:

"(f) In the case of a vessel which is screw propelled in whole or in part, the following deduction shall be made for the space occupied by the propelling machinery:

"(1) Thirty-two thirtieths times the tonnage of the propelling-machinery space, if the tonnage of that space is not more than 13 percent of the gross tonnage of the vessel and if that space is reasonable in extent: *Provided, however,* That, in lieu thereof, the deduction shall be $1\frac{3}{4}$ times the tonnage of the propelling-machinery space, in the case of a vessel the construction of which was commenced on or before the date of enactment of this act, if the owner so elects;

"(2) Thirty-two percent of the gross tonnage of the vessel, if the tonnage of the propelling-machinery space is more than 13 percent and less than 20 percent of the gross tonnage of the vessel; or

"(3) Thirty-two percent of the gross tonnage of the vessel or $1\frac{3}{4}$ times the tonnage of the propelling-machinery space, whichever the owner of the vessel elects, if the tonnage of that space is 20 percent or more of the gross tonnage of the vessel."

SEC. 2. Subdivision (g) of section 4153 of the Revised Statutes, as amended (U. S. C., 1952 ed., title 46, sec. 77 (g)), is further amended to read as follows:

"(g) In the case of a vessel which is propelled in whole or in part by paddle wheels, the following deduction shall be made for the space occupied by the propelling machinery:

"(1) Thirty-seven twentieths times the tonnage of the propelling-machinery space, if the tonnage of that space is not more than 20 percent of the gross tonnage of the vessel and if that space is reasonable in extent: *Provided, however,* That, in lieu thereof, the deduction shall be $1\frac{1}{2}$ times the tonnage of the propelling-machinery space, in the case of a vessel the construction of which was commenced on or before the date of enactment of this act, if the owner so elects;

"(2) Thirty-seven percent of the gross tonnage of the vessel, if the tonnage of the propelling-machinery space is more than 20 percent and less than 30 percent of the gross tonnage of the vessel; or

"(3) Thirty-seven percent of the gross tonnage of the vessel or $1\frac{1}{2}$ times the tonnage of the propelling-machinery space, whichever the owner elects, if the tonnage of that space is 30 percent or more of the gross tonnage of the vessel."

CONVEYANCE OF CERTAIN REAL PROPERTY TO THE CITY OF RICHMOND, CALIF.

The bill (H. R. 4359) to amend the act of September 30, 1950 (64 Stat. 1096), to provide for the conveyance of certain real property to the city of Richmond, Calif., was considered, ordered to a third reading, read the third time, and passed.

PROMOTION OF PAUL A. SMITH, RETIRED, TO REAR ADMIRAL IN COAST AND GEODETIC SURVEY

The bill (H. R. 5146) to authorize the President to promote Paul A. Smith, a commissioned officer of the Coast and Geodetic Survey on the retired list, to the grade of rear admiral (lower half) in the Coast and Geodetic Survey, with

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued June 27, 1955
For actions of June 24, 1955
84th-1st, No. 107

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HIGHLIGHTS: House committee ordered reported bill to extend public debt limit.

SENATE

1. CIVIC AUDITORIUM. Passed without amendment H. R. 1825, to create a commission to formulate plans for the construction of a D. C. civic auditorium (pp. 7822-3). This bill is now ready for the President.
2. MONOPOLIES. Passed without amendment H. R. 3659, to increase the criminal penalties for violations of sections 1, 2, and 3 of the Sherman Antitrust Act (pp. 7824-5). This bill is now ready for the President.
Passed without amendment H. R. 4954, to amend the Clayton Act by granting a right of action to the United States to recover damages under the antitrust laws, establishing a uniform statute of limitations (pp. 7825-6). This bill is now ready for the President.
3. WATER. Passed with amendments S. 1391, which would authorize California and Nevada to negotiate and enter into a compact with respect to the distribution and use of the waters of the Truckee, Carson, and Walker Rivers, Lake Tahoe, and their tributaries (pp. 7833-4).
4. FORESTS. Sen. Neuberger criticized the alleged failure of the Administration to sell timber from National Parks at the highest price. He inserted a New York Times article criticizing the administration of wildlife and forests (pp. 7815-6).
5. MINING; FORESTS. Made S. 1713, the mining-forests bill, the unfinished business (p. 7834).

Sen. Barrett discussed the role of mining claims and operations on the public lands and inserted several letters, articles, and statements on such matters. He discussed the effect which S. 1713 would have on these operations on public lands (pp. 7835-58).

6. GRAIN STORAGE. Sen. Langer inserted a letter from G. P. Larrick, Commissioner of Food and Drugs, commending the activities of North Dakota in disseminating information on clean grain storage (p. 7817).
7. LEGISLATIVE PROGRAM. Sen. Johnson scheduled consideration of S. 1713, the mining-forests bill, and S. J. Res. 21, to establish a Commission of Government Security, today. He "hopes" that the Senate will be able to adjourn or recess from July 1 through 4 (pp. 7834-5).

HOUSE

The Post subcommittee of

8. LANDS. The Interior and Insular Affairs Committee ordered reported S. 1878, to amend the act authorizing the conveyance of certain ARS land to Miles City, Mont., in order to extend for 5 years the authority under such act (p. D613).
9. PUBLIC DEBT. The Ways and Means Committee ordered reported H. R. 6992, to extend for 1 year the existing temporary increase in the public debt limit (p. D614).
10. LEGISLATIVE PROGRAM. The "Daily Digest" states that today D. C. legislation will be considered; and that on Tues. and for the balance of the week the conference report on the selective service bill, the foreign aid bill and, if a rule is granted, the housing bill, the Mexican farm labor bill, and Social Security Act amendments will be considered (pp. D615-6).

ITEMS IN APPENDIX

11. MONOPOLIES. Sen. Kefauver inserted Jerry Voorhis', Cooperative League of the U. S., statement before the House Judiciary Committee opposing the recommendations of the Attorney General's Committee on the Antitrust Laws (pp. A4623-5).
12. ROADS. Sen. Martin, Pa., inserted a Lincoln Evening Journal editorial discussing the need for a highway program and outlining a "pay-as-you-go" plan (p. A4623).
13. PERSONNEL. Sen. Smathers inserted a Performance magazine article commending the Small Business Administration for the interest they have shown in the employment of the physically handicapped (pp. A4633-4).
14. RECLAMATION. Rep. Hosmer inserted a Hackettstown (N.J.) Gazette editorial stating that New Jersey taxpayers oppose the proposed Upper Colorado River project (p. A4634).
Extension of remarks of Rep. Dawson, Utah, favoring this proposed project (p. A4634).

BILLS INTRODUCED

15. STOCKYARDS. S. 2309, by Sen. Ellender, to amend section 302 of the Packers and Stockyards Act of 1921 so as to make such act inapplicable to stockyards which engage exclusively in the sale of livestock on commission at public auction; to Agriculture and Forestry Committee (p. 7812).

July 5, 1955

12. AIR POLLUTION. Passed with amendment S. 928, to provide for research on, and control of, air pollution (pp. 8509-11). For provisions of the bill, see Digest 112.
13. WHEAT. Both Houses received from the Secretary of Agriculture a letter recommending that the present exemption of durum wheat from marketing quotas be extended for one year, that wheat growers be exempted from marketing quota penalties if all of the wheat produced on their farm is used for food, feed, or seed on the farm where produced, that expansion of the non-commercial wheat areas beyond the present 12 States be authorized, that the Secretary of Agriculture be authorized to dispose of not to exceed 100 million bushels annually of low grade wheat for feed at prices 10% above the support price for corn, and (although this can be done administratively) that the Department be authorized to discount for price supports certain varieties of wheat, especially those suitable primarily for feed purposes. Referred to the Agriculture Committee (pp. 8426, 8526).
14. LANDS. ~~Passed over without prejudice H. R. 4280, directing the Secretary of Agriculture to transfer certain submarginal lands to Clemson College, at the request of Rep. Cunningham (pp. 8477-8).~~
The Interior and Insular Affairs Committee ordered the following bills reported: S. 1878, to extend for five years the authority to convey to Miles City, Mont., certain ARS lands in Custer County; S. 2097, ~~to authorize the transfer to the Agriculture Department, for research purposes, of certain real property in St. Croix, V. I.; H. R. 4096, amended, to provide for the disposal of public lands within highway, telephone, and pipeline withdrawals in Alaska; and H. R. 4308, amended, for the relief of desert-land entrymen whose entries are dependent upon percolating waters for reclamation (p. D659).~~
15. FOODS; ANIMAL DISEASES. Passed over without prejudice H. R. 6991, to revise, codify, and enact into positive law title 21 of the United States Code, "Food, Drugs, and Cosmetics," at the request of Rep. Cunningham (p. 8482).
16. FARM LABOR. Rep. Rogers, Colo., gave notice that he intended to offer an amendment to H. R. 3822, the Mexican farm labor bill, when it is debated. The proposed amendment would provide for regulation of transportation of Mexican farm laborers (p. 8470).
17. APPROPRIATIONS. Received from the President a supplemental appropriation estimate for the Labor Department for the Mexican farm labor program (H. Doc. 20Q) (June 29.)
18. STATE COMPACTS. Passed without amendment S. 1007, in lieu of H. R. 3758, to provide that GSA receive authenticated copies of compact entered into between the States (pp. 8471-2). This bill is now ready for the President.
19. PAPERWORK STUDIES. Agreed to H. Res. 262, with amendments, providing that the House Administration Committee instead of the Subcommittee on Printing make studies of unnecessary Government printing and paperwork (pp. 8524-5).
20. SOIL SURVEYS. Both Houses received a report from the Secretary of the Interior on soil survey and land classification of the lands to be benefited by the rehabilitation of major facilities of the Medford and Rogue River Valley Irrigation Districts, Oregon. Referred to the Appropriations Committee (pp. 8427, 8526).

21. CIVIL DEFENSE. Received the fourth annual report of the Federal Civil Defense Administration. Referred to the Armed Services Committee (pp. 8526-7).
22. LEGISLATIVE PROGRAM. The "Daily Digest" states: On Wed., July 6, "the House will consider ... H. R. 6059, to authorize the President to enter into trade agreements with the Philippines and revise the 1946 Trade Agreement between the two countries; and also may act on H. R. 3822, to extend the Mexican farm labor program." (p. D659.)

BILLS INTRODUCED

23. EDUCATION; INFORMATION. S. 2410, by Sen. Smith, N. J., (for himself and others) to promote the foreign policy of the United States by amending the United States Information and Educational Exchange Act of 1948 (Public Law 402, 80th Cong.); to Foreign Relations Committee (p. 8427). Remarks of author (pp. 8431-3).
24. MINERALS. S. 2415, by Sen. Bible, to amend the Domestic Minerals Program Extension Act of 1953 in order to extend the programs to encourage the discovery, development, and production of certain domestic minerals; to Interior and Insular Affairs Committee (p. 8427).
25. LIVESTOCK. H. R. 7173, by Rep. Willis, to amend section 302 of the Packers and Stockyards Act of 1921 so as to make such act inapplicable to stockyards which engage exclusively in the sale of livestock on commission at public auction; to Agriculture Committee (p. 8527).

ITEMS IN APPENDIX

26. FOREIGN TRADE. Sen. Lehman stated that the "defense essentiality" provision of the Reciprocal Trade Extension Act has been used as a justification for the increased tariff on Swiss watches, and inserted some New York Journal of Commerce articles maintaining that watches are not essential to national defense (pp. A4859-61).
- Rep. Jonas inserted a Charlotte, N. C., Chamber of Commerce resolution condemning recent tariff cuts in Japanese textiles (p. A4869).
27. RECLAMATION; ELECTRIFICATION. Rep. Johnson, Wis., inserted an article from an REA journal describing an all-electric farm in Barron County, Wis. (p. A4862).
- Rep. Wilson, Calif., inserted an article by Rep. Hosmer giving strong arguments against the proposed Echo Park and Glen Park power projects, a part of the Colorado River storage project (pp. A4862-3).
- Rep. Lipscomb inserted a report by the Washington research office of the Council of State Chambers of Commerce which terms the Colorado River storage project "one of the most expensive but least economic water resource projects ever enacted upon by Congress", and gives estimates of each State's share of the cost of this project (pp. A4863-5).
- Rep. Dawson inserted a St. Louis Post-Dispatch article urging authorization of the upper Colorado River storage project in view of the elimination of the Echo Park Dam (p. A4882). He also inserted a Washington Post article along the same lines (pp. A4892-3).
- Rep. Evins inserted Brew Pearson's article describing a "secret meeting" of top Government officials which preceded the President's recent decision to investigate the Dixon-Yates power contract (pp. A4866-7).
- Rep. Hosmer inserted articles from newspapers in Idaho (p. A4881), Wisconsin (pp. A4882-3), and South Carolina (pp. A4889-90), criticizing the upper Colorado River storage project.

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

Issued July 12, 1955

For actions of July 11, 1955

84th-1st, No. 116

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

* At this season of the year, during the last few weeks of Congress, the Legisla- *
* tive Reporting Staff receives several hundred requests for information and *
* material each day. Usually only three persons are available to fill these re- *
* quests, and they must also prepare the Digest of Congressional Proceedings, *
* which should be issued as early as possible each day. These employees are here *
* to provide good service, and they want to do so. But if your requests can just *
* as well wait until after 11:00 a. m., such scheduling (for either visits or *
* phone calls) will enable us to render better over-all service to the Department. *
* It will also be helpful if you will arrange to consolidate your requests to the *
* extent feasible. *

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HIGHLIGHTS: Senate agreed to and House received conference report on forest mining bill. Senate passed bills to: extend livestock loans, provide for USDA report on tobacco research program, request USDA report on agricultural weather forecasting, include onions under CEA, and amend Farm Tenant Act. House received conference report on travel expense allowance bill. House passed mutual security appropriation bill.

HOUSE

1. FOREIGN AID. Passed with amendment H. R. 7224, the mutual security aid appropriation bill (pp. 8776-8818, 8823). Rejected by a voice vote an amendment offered by Rep. Whitten to prohibit the use of funds for technical assistance programs designed to increase agricultural production of underdeveloped countries; and rejected by a vote of 84 to 146 an amendment offered by Rep. Hand that the United States contribution to international agencies be limited to 33 1/3 % of the budget of such international agency.
The bill provides appropriations of \$2,638,741,750 (\$627,900,000 less than the budget estimates) and a reduction of \$21,366,750 in the estimated unobligated balances, and includes \$150,500,000 for technical assistance programs. The committee report requests that future budget estimates for this program be submitted to Congress earlier in the session. The report also states, "Another matter which seriously concerns the Committee is the evidence of questionable administrative practices followed in obligating, deobligating, and reobligating funds ..." (H. Rept. 1086) (p. 8823).
2. TRAVEL EXPENSES. Received the conference report on H. R. 6295, the per diem allowance for subsistence and travel expenses allowance (H. Rept. 1088) (pp. 8775-6, 8823). The House conferees receded from their disagreements to the Senate amendments, which provide for a maximum per diem allowance of \$12 and motorcycle mileage allowance of 6 cents and automobile allowance of 10 cents.
3. MINING; FORESTS. Received the conference report on H. R. 5891, providing for multiple use of the surface of the same tracts of public lands (H. Rept. 1096) (pp. 8818-9, 8823). The Senate agreed to the conference report (pp. 8713-4).
4. WATER. Conferees were appointed for consideration of H. R. 3990, providing for a study of water resources and potential of Alaska (p. 8818). Senate conferees have not been appointed.
5. ROADS. Received the conference report on S. 1464, authorizing the Secretary of the Interior to acquire certain rights-of-way and timber access roads (H. Rept. 1097) (p. 8819).
6. HIGHWAYS. Rep. Sieminski urged that the tax load on the highway user be considered when methods for financing the Federal aid highway bill are under study (pp. 8819-20, 8822).
7. PERSONNEL. The Rules Committee reported H. Res. 304, which would authorize the Post Office and Civil Service Committee to conduct studies and investigations of various specified matters within their jurisdiction (H. Rept. 1089) (p. 8776).
8. RECLAMATION; ELECTRIFICATION. The Interior and Insular Affairs Committee reported with amendments H. R. 3383, to authorize the construction, operation, and maintenance of the Colorado River storage project (H. Rept. 1087) (p. 8823).
9. LANDS. The Interior and Insular Affairs Committee reported without amendment S. 1878, to continue availability of certain ARS lands for transfer to Miles City, Mont. (H. Rept. 1091) (p. 8823).

AMENDING THE ACT AUTHORIZING THE CONVEYANCE OF CERTAIN LANDS TO MILES CITY, MONT., IN ORDER TO EXTEND FOR 5 YEARS THE AUTHORITY UNDER SUCH ACT

JULY 11, 1955.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

MR. ENGLE, from the Committee on Interior and Insular Affairs, submitted the following

REPORT

[To accompany S. 1878]

The Committee on Interior and Insular Affairs, to whom was referred the bill (S. 1878) to amend the act authorizing the conveyance of certain lands to Miles City, Mont., in order to extend for 5 years the authority under such act, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

LEGISLATION CONSIDERED

The committee received reports and held a hearing on H. R. 6296, by Representative Fjare, of Montana, which bill is identical to S. 1878. The committee reported S. 1878 in the interest of expediting this legislation.

PURPOSE

If enacted, S. 1878 would extend for an additional period of 5 years the act of June 16, 1950 (64 Stat. 233), the provisions of which expired on June 16, 1955. That act authorized the Secretary of the Interior to convey to Miles City, Mont., upon payment of a just and reasonable compensation to be determined by the Secretary, 6 tracts of land comprising about 540.4 acres at the United States Range Livestock Experiment Station at Miles City.

Miles City has purchased and has received the patents for tracts Nos. 1, 2, 3, and 4, consisting of about 271.24 acres, and is purchasing 25.67 acres of tract No. 6 on a term-purchase project. The city is said to be having some difficulty in financing the purchase of the remaining land.

S. 1878, if enacted, would give Miles City, Mont., 5 more years in which to complete its purchase of the 25.67 acres on which partial payment has already been made and also to negotiate for the purchase of any of the remaining lands it may desire to acquire, as were authorized to be conveyed to the city under the act of June 16, 1950.

All conveyances will continue to reserve to the United States all minerals in the lands as stipulated in the 1950 act.

The Department of Agriculture recommends the passage of S. 1878 and the Department of the Interior has no objection to its enactment. The Bureau of the Budget cleared the Departments' reports without objection. The aforesaid reports on H. R. 6296, an identical bill to S. 1878, are as follows:

DEPARTMENT OF AGRICULTURE,
Washington, D. C., May 23, 1955.

HON. CLAIR ENGLE,
Chairman, Committee on Interior and Insular Affairs,
House of Representatives.

DEAR CONGRESSMAN ENGLE: This is in reply to your request for a report on H. R. 6296, a bill to amend the act authorizing the conveyance of certain lands to Miles City, Mont., in order to extend for 5 years the authority under such act.

We recommend passage of the bill.

Public Law 563, 81st Congress, approved June 16, 1950, authorized the conveyance to Miles City, Mont., of certain lands in Custer County, Mont., for use mainly as an industrial site. The legislation involves 6 tracts of land comprising about 540.4 acres at the United States Range Livestock Experiment Station of the Agricultural Research Service. The law provides that the land is to be conveyed to Miles City upon payment of a just and reasonable consideration based upon the value of the land as an industrial site. It also provides that "The authority herein contained shall expire five years from the effective date of this Act unless, prior to such expiration date, the city of Miles City shall have made proper tender of consideration and other necessary arrangements as set forth in this Act." The present legislation will expire June 15, 1955.

Miles City has purchased and has received the patents for tracts No. 1, 2, 3, and 4, consisting of about 271.24 acres, and is purchasing 25 acres of tract No. 6 on a term purchase contract. There remain all of tract No. 5 and the balance of tract No. 6. Before the remaining 244.16 acres may be purchased, the Department must approve the use to which the land will be put. It is our understanding that the Miles City Chamber of Commerce desires that the act be extended for a considerable length of time in order that the city's industrial planning board may develop proposals for approved use of the remaining 244.16 acres in accordance with the provisions of law. H. R. 6296 provides for an additional period of 5 years.

The Bureau of the Budget advises that there is no objection to the submission of this report.

Sincerely yours,

TRUE D. MORSE, *Acting Secretary.*

DEPARTMENT OF THE INTERIOR,
OFFICE OF THE SECRETARY,
Washington 25, D. C., June 8, 1955.

HON. CLAIR ENGLE,
Chairman, Committee on Interior and Insular Affairs,
House of Representatives, Washington 25, D. C.

MY DEAR MR. ENGLE: This is in reply to your request for the views of this Department on H. R. 6296, a bill to amend the act authorizing the conveyance of certain lands to Miles City, Mont., in order to extend for 5 years the authority under such act.

We have no objection to the enactment of this bill.

H. R. 6296, if enacted, would extend for an additional period of 5 years the act of June 16, 1950 (64 Stat. 233), the provisions of which will expire on June 16, 1955. Section 1 of that act authorized the Secretary of the Interior to convey to Miles City, Mont., upon payment of a just and reasonable compensation to

be determined by the Secretary, 4 tracts of public lands, amounting to about 271 acres, which were a part of the United States Range Livestock Experiment Station at Miles City. The city has paid the appraised price (\$4,314.44) for the lands, and patent has been issued. The extension of this act for another 5 years would, consequently, have no effect upon the provisions of this section.

Section 2 of the 1950 act authorized the Secretary of the Interior to sell such parts of two other tracts within the experiment station as the Secretary of Agriculture should deem more suitable for use by Miles City than by the experiment station. The appraised price of land subject to section 2 is to be based upon use for industrial purposes. Land subject to section 2 would be conveyed on condition that it be used for commercial and industrial purposes or in furnishing essential municipal services, and, if the land were not used for such purposes, title would revert to the United States. Miles City has applied for 25.67 acres under section 2; this tract has been appraised at \$10,268, and the city has so far paid \$2,268 of that price. We understand that the city has had some difficulty in financing the purchase of the remaining tract and in finding industrial users for the lands involved. If this bill were enacted, Miles City would have 5 more years in which to complete its purchase of the 25.67 acres on which partial payment has already been made and also to negotiate for the purchase of any additional lands which it may desire to acquire under section 2. We have no objection to the extension of this act for any period of time which the Congress considers reasonable.

It should be noted that in all conveyances under the 1950 act all minerals must be reserved to the United States.

The Bureau of the Budget has advised that there is no objection to the submission of this report to your committee.

Sincerely yours,

FRED G. AANDAHL,
Assistant Secretary of the Interior.

CHANGES IN EXISTING LAW

In compliance with clause 3 of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as introduced, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in *italic*, existing law in which no change is proposed is shown in *roman*):

ACT OF JUNE 16, 1950 (64 STAT. 233)

SEC. 6. The authority herein contained shall expire [five years] *ten years* from the effective date of this Act unless, prior to such expiration date, the city of Miles City shall have made proper tender of consideration and other necessary arrangements as set forth in this Act.



84TH CONGRESS
1ST SESSION

S. 1878

[Report No. 1091]

IN THE HOUSE OF REPRESENTATIVES

JUNE 15, 1955

Referred to the Committee on Interior and Insular Affairs

JULY 11, 1955

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

AN ACT

To amend the Act authorizing the conveyance of certain lands to
Miles City, Montana, in order to extend for five years the
authority under such Act.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 6 of the Act entitled "An Act to authorize the
4 conveyance to the city of Miles City, State of Montana, cer-
5 tain lands in Custer County, Montana, and for other pur-
6 poses", approved June 16, 1950 (64 Stat. 233), is amended
7 by striking out "five years" and inserting in lieu thereof "ten
8 years".

Passed the Senate June 14, 1955.

Attest:

FELTON M. JOHNSTON,

Secretary.

AN ACT

To amend the Act authorizing the conveyance of certain lands to Miles City, Montana, in order to extend for five years the authority under such Act.

JUNE 15, 1955

Referred to the Committee on Interior and Insular
Affairs

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Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued July 19, 1955
For actions of July 18, 1955
84th-1st, No. 120

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HOUSE

- ~~1. FOREIGN AFFAIRS. Both Houses received the President's annual report on U. S. participation in the United Nations (H. Doc. 219) (pp. 9153, 9231).~~
- ~~2. RESERVE FORCES. House conferees were appointed on H. R. 7000, the reserve forces bill (pp. 9232, 9234). Senate conferees have not yet been appointed.~~
- ~~3. LAND TRANSFER. Passed as reported H. R. 4280, conveying certain submarginal lands to Clemson College, S. C. (pp. 9235-6).
Passed as reported H. J. Res. 276, authorizing the Texas Hill Country Development Foundation to convey certain land to Kerr County, Tex., and such county to convey a portion thereof to the State, for extension work (p. 9263).
Passed as reported H. R. 4096, providing for the disposal of public lands within highway, telephone, and pipeline withdrawals in Alaska (p. 9264).
Passed without amendment S. 1878, extending for five years the authority to transfer certain ARS lands to Miles City, Mont. (p. 9265). Ready for President.
Both Houses received a draft of proposed legislation from the Secretary of Agriculture, "to authorize an exchange of land at the Agricultural Research Center;" to Agriculture Committees (pp. 9154, 9338).~~

The Agriculture Committee reported without amendment H. J. Res. 112, to release reversionary rights to improvements on a three acre tract of former FHA lands in Orangeburg County, S. C. (H. Rept. 1193) (p. 9338).

4. LANDS. Passed with amendment S. 1177, after substituting in the bill the language of H. R. 4308, which was subsequently laid on the table (p. 9265). The bill as passed provides for the relief of desert land entrymen whose entries are dependent upon percolating water for reclamation.
5. FOOD AND DRUGS; ANIMAL DISEASES. Passed without amendment H. R. 6991, to amend certain sections of Title 21 of the Food and Drug Act (pp. 9237-61). A statement from the USDA was inserted in the Record by Rep. Byrnes, Wis., to the effect that certain amendments were contemplated by USDA and would be brought to the attention of the Senate Judiciary Committee.
6. SURPLUS PROPERTY. Passed with amendment S. 611, after substituting in the bill the language of H. R. 3757, which was subsequently laid on the table. The bill as passed authorizes GSA to donate certain property to the American National Red Cross (pp. 9261-2).
Rep. Brooks, Tex., discussed H. R. 7227, to donate surplus property to civil defense organizations (p. 9239).
7. REAL PROPERTY. Passed without amendment S. 2097, to authorize the transfer of certain property for research purposes from the Virgin Islands Corporation to the USDA (p. 9264). This bill will now be sent to the President.
8. SOIL CONSERVATION. The Agriculture Committee reported without amendment S. 1167, to specifically provide for conservation payments to farmers who, in order to benefit their own lands, carry out conservation practices on Federal lands (H. Rept. 1192) (p. 9338).
9. WATER CONSERVATION. The Agriculture Committee reported without amendment H. R. 7236, to amend the Soil Conservation and Domestic Allotment Act with respect to water-conservation practices (H. Rept. 1199) (p. 9339).
10. MARKETING. The Agriculture Committee reported with amendment H. R. 5337, to amend the provisions of the Perishable Agricultural Commodities Act, 1930, relating to practices in the marketing of perishable agricultural commodities (H. Rept. 1196) (p. 9338).
11. CCC. The Agriculture Committee reported without amendment H. R. 7252, to permit sale of CCC stock of basic and storable nonbasic agricultural commodities without restriction, where similar commodities are exported in raw or processed form (H. Rept. 1203) (p. 9339).
12. RESEARCH; DISEASE CONTROL. The Agriculture Committee ordered the following bills reported on Fri., July 15: S. 1166, to permit imports from the British Virgin Islands into the U. S. Virgin Islands for slaughter only, cattle and poultry which have been freed from tick infection; and S. 1759, amended, relating to appropriation of Federal funds for support of agricultural experiment stations in the States, Alaska, Hawaii, and Puerto Rico (p. D723).
13. INTERGOVERNMENTAL RELATIONS. The Legislative Reporting Staff has a few copies, for lending and reference purposes, of study committee reports, etc., of the Commission on Intergovernmental Relations, as follows: "Federal Aid to Airports," "Natural Resources and Conservation," "Twenty-five Federal Grant-in-Aid Programs," "Federal Aid to Public Health," "Federal Aid to Highways," "Natural Disaster Relief," "Payments in Lieu of Taxes and Shared Revenues,"

(c) Any reconveyance of land or interest therein made under this act shall be subject to such exceptions, restrictions, and reservations (including a reservation to the United States of flowage rights) as the Secretary may determine are in the public interest.

(d) Any land or interest therein reconveyed under this act shall be sold for an amount determined by the Secretary to be equal to the price for which the land was acquired by the United States, adjusted to reflect (1) any increase in the value thereof resulting from improvements made thereon by the United States (the Government shall receive no payment as a result of any enhancement of values resulting from the construction of the Demopolis lock and dam project), or (2) any decrease in the value thereof resulting from (A) any reservation, exception, restriction, and condition to which the reconveyance is made subject, and (B) any damage to the land or interest therein caused by the United States. In addition, the cost of any surveys necessary as an incident of such reconveyance shall be borne by the grantee.

(e) The requirements of this section shall not be applicable with respect to the disposition of any land, or interest therein, described in subsection (a) if the Secretary shall certify that notice has been given to the former owner of such land or interest as provided in subsection (b) and that no qualified applicant has made timely application for the reconveyance of such land or interest.

(f) As used in this section, the term "former owner" means the person from whom any land, or interest therein, was acquired by the United States, or if such person is deceased, his spouse, or if such spouse is deceased, his children.

SEC. 2. The Secretary of the Army may delegate any authority conferred upon him by this act to any officer or employee of the Department of the Army. Any such officer or employee shall exercise the authority so delegated under rules and regulations approved by the Secretary.

SEC. 3. Any proceeds from reconveyances made under this act shall be available for use in administering the provisions of this act and any surplus shall be covered into the Treasury of the United States as miscellaneous receipts.

SEC. 4. This act shall terminate 3 years after the date of its enactment.

With the following committee amendment:

Page 4, line 1, strike out all of section 3 and insert "Any proceeds from sales made under this act shall be covered into the Treasury of the United States as miscellaneous receipts."

The committee amendment was agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

DESERT LAND ENTRYMEN WHOSE ENTRIES DEPEND UPON PERCOLATING WATERS FOR RECLAMATION

The Clerk called the bill (H. R. 4308) for the relief of desert land entrymen whose entries are dependent upon percolating waters for reclamation.

The SPEAKER pro tempore. Is there objection to the present consideration of the bill?

Mr. GROSS. Reserving the right to object, Mr. Speaker, and I shall not object, I am curious to know what is meant

by "percolating water" in connection with reclamation.

The only percolating water I know of is that in a coffee pot.

Mr. ASPINALL. Percolating water is water which goes somewhere without a well-directed channel.

Mr. GROSS. I thank the gentleman.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the requirement of section 1 of the Desert Land Act of March 3, 1877 (19 Stat. 377), that the right to the use of water by a desert land entryman "shall depend upon bona fide prior appropriation" shall be waived in the case of all desert land entries which have heretofore been allowed and are subsisting on the effective date of this act, which are dependent upon percolating waters for their reclamation, and which are situated in States under the laws of which the percolating waters upon which the entries are dependent are not subject to the doctrine of prior appropriation.

With the following committee amendments:

Page 1, line 10, strike out "States" and insert "the State of Arizona."

Page 2, line 2, after the word "appropriation", insert "but are usable under State law for irrigation and reclamation purposes."

The committee amendments were agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

Mr. ASPINALL. Mr. Speaker, I ask unanimous consent to take from the Speaker's table the bill S. 1177, a similar bill, strike out everything after the enacting clause and insert the provisions of the House bill just passed.

There being no objection, the Clerk read the Senate bill, as follows:

Be it enacted, etc., That the requirement of section 1 of the Desert Land Act of March 3, 1877 (19 Stat. 377), that the right to the use of water by a desert land entryman "shall depend upon bona fide prior appropriation" shall be waived in the case of all desert land entries which have heretofore been allowed and are subsisting on the effective date of this act, which are dependent upon percolating waters for their reclamation, and which are situated in States under the laws of which the percolating waters upon which the entries are dependent are not subject to the doctrine of prior appropriation.

The SPEAKER. The Clerk will report the amendment.

The Clerk read as follows:

Strike out all after the enacting clause and insert the provisions of H. R. 4308 as amended.

The amendment was agreed to.

The bill was ordered to be read a third time, was read a third time, and passed, and a motion to reconsider was laid on the table.

A similar House bill (H. R. 4308), was laid on the table.

CONVEYANCE OF CERTAIN LANDS TO MILES CITY, MONT.

The Clerk called the bill (S. 1878) to amend the act authorizing the conveyance of certain lands to Miles City, Mont.,

in order to extend for 5 years the authority under such act.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, That section 6 of the act entitled "An act to authorize the conveyance to the city of Miles City, State of Montana, certain lands in Custer County, Mont., and for other purposes," approved June 16, 1950 (64 Stat. 233), is amended by striking out "5 years" and inserting in lieu thereof "10 years."

The bill was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

RELEASE BY THE UNITED STATES OF ITS RIGHTS AND INTERESTS IN CERTAIN LAND LOCATED IN SAGINAW COUNTY, MICH.

The Clerk called the bill (H. R. 622) to provide for the release by the United States of its rights and interests in certain land located in Saginaw County, Mich.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the Secretary of the Interior is authorized and directed to donate, convey, release, and relinquish to the city of Saginaw, Mich., all the rights and interests which the United States may have in certain land in Saginaw County by reason of the reservation to the United States (under article 7 of the treaty made with the Chippewa Nation of Indians in 1819 (7 Stat. 205)), of the right to construct roads through such land. Such land, which was granted by the United States to James Riley in 1823 pursuant to such treaty and subject to such reservation, contains approximately 640.0 acres and is more particularly described as follows:

Beginning at a post on the bank of the Saginaw River, the northwest corner of the fraction of section 25, east of the Saginaw River in township 12 north of range 4 east from which an ash 10 inches in diameter bears south 24 degrees east distant 20 links and a maple 7 inches in diameter bears north 18 degrees west distant 12½ links, thence east 115 chains and 80 links to a post on the line between ranges 4 and 5 east from which an elm 20 inches in diameter bears south 17 degrees west distant 6 links, and an ironwood 8 inches in diameter bears north 17 degrees east distant 6 links; thence north 62 chains to a post from which a sugartree 8 inches in diameter bears north 26 degrees east distant 15 links, and a white oak 36 inches in diameter bears south 16 degrees 30 minutes east distant 44 links, thence west 72 chains and 46 links to a post on the east bank, Saginaw River, from which a maple 12 inches in diameter bears south 62 degrees west distant 20 links, and an ash 12 inches in diameter bears north 64 degrees east distant 113 links, thence up the said river with the meanders thereof to the place of beginning.

With the following committee amendments:

Page 1, line 3, strike out all of page 1 and the words "such land" on page 2, and insert "That the United States hereby relinquishes to the owner or owners of certain lands in Saginaw County all rights which it may have under article 7 of the treaty with the Chippewa Nation of Indians in 1819 (7 Stat. 205) to construct roads through such land."

Page 2, line 7, after the word "treaty", strike out "and subject to such reservation."

The committee amendments were agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

PROVIDING FOR THE LEASING BY INDIAN OWNERS OF RESTRICTED INDIAN LANDS

The Clerk called the bill (H. R. 7157) providing for the leasing by Indian owners of restricted Indian lands.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That any restricted Indian lands, whether tribally or individually owned, may be leased by the Indian owners, with the approval of the Secretary of the Interior for a term of not to exceed 25 years, and with the consent of both parties such leases may include provisions authorizing their renewal for one additional term of not to exceed 25 years, and all leases and renewals shall be made under such terms and regulations as may be prescribed by the Secretary of the Interior.

SEC. 2. Restricted lands of the deceased Indians may be leased under this act for the benefit of their heirs or devisees, in the circumstances and by the persons prescribed in the act of July 8, 1940 (54 Stat. 745; 25 U. S. C., 1946 edition, sec. 380, as amended): *Provided*, That if the authority of the Secretary under this section is delegated to any subordinate official, then any heir or devisee shall have the right to appeal the action of any such official to the Secretary under such rules and regulations as he may prescribe.

SEC. 3. The act of March 3, 1909 (35 Stat. 783; 25 U. S. C. 396) is amended by inserting before the period at the end thereof the following proviso: "*Provided*, That if the said allottee is deceased and the heirs to or devisees of any interest in the allotment have not been determined, or, if determined, some or all of them cannot be located, the Secretary of the Interior may offer for sale leases for mining purposes to the highest responsible qualified bidder, at public auction, or on sealed bids, after notice and advertisement, upon such terms and conditions as the Secretary of the Interior may prescribe. The Secretary of the Interior shall have the right to reject all bids whenever in his judgment the interests of the Indians will be served by so doing, and to readvertise such lease for sale."

SEC. 4. No rent or other consideration for the use of land leased under this act shall be paid or collected more than 1 year in advance unless so provided in the lease.

SEC. 5. The Secretary of the Interior shall approve no lease pursuant to this act that contains any provision that will prevent or delay a termination of Federal trust responsibilities with respect to the land during the term of the lease.

SEC. 6. Nothing contained in this act shall be construed to repeal any authority to lease restricted Indian lands conferred by or pursuant to any other provision of law.

With the following committee amendment:

Page 2, line 3, after the word "of", strike out the word "the."

The committee amendment was agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

Mr. ASPINALL. Mr. Speaker, I ask unanimous consent to take from the

Speaker's table the bill S. 34, a similar bill, strike out all after the enacting clause and insert the provisions of the House bill just passed, and lay the House bill on the table.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Colorado?

There being no objection, the Clerk read the Senate bill, as follows:

Be it enacted, etc., That any restricted Indian lands, whether tribally or individually owned, may be leased by the Indian owners, with the approval of the Secretary of the Interior, for public, religious, educational, recreational, residential, or business purposes, including the development or utilization of natural resources in connection with operations under such leases, and for those farming purposes which require the making of a substantial investment in the improvement of the land for the production of specialized crops as determined by said Secretary. All leases so granted shall be for a term of not to exceed 25 years, but leases for public, religious, educational, recreational, residential, or business purposes with the consent of both parties may include provisions authorizing their renewal for an additional term of not to exceed 25 years, and all leases and renewals shall be made under such terms and regulations as may be prescribed by the Secretary of the Interior.

SEC. 2. Restricted lands of deceased Indians may be leased under this act, for the benefit of their heirs or devisees, in the circumstances and by the persons prescribed in the act of July 8, 1940 (54 Stat. 745; 25 U. S. C., 1946 edition, sec. 380).

SEC. 3. The act of March 3, 1909 (35 Stat. 783; 25 U. S. C. 396) is amended by inserting before the period at the end thereof the following proviso: "*Provided*, That if the said allottee is deceased and the heirs to or devisees of any interest in the allotment have not been determined, or, if determined, some or all of them cannot be located, the Secretary of the Interior may offer for sale leases for mining purposes to the highest responsible qualified bidder, at public auction, or on sealed bids, after notice and advertisement, upon such terms and conditions as the Secretary of the Interior may prescribe. The Secretary of the Interior shall have the right to reject all bids whenever in his judgment the interests of the Indians will be served by so doing, and to readvertise such lease for sale."

SEC. 4. No rent or other consideration for the use of land leased under this act shall be paid or collected more than 1 year in advance, unless so provided in the lease.

SEC. 5. The Secretary of the Interior shall approve no lease pursuant to this act that contains any provision that will prevent or delay a termination of Federal trust responsibilities with respect to the land during the term of the lease.

SEC. 6. Nothing contained in this act shall be construed to repeal any authority to lease restricted Indian lands conferred by or pursuant to any other provision of law.

The SPEAKER pro tempore. The Clerk will report the amendment.

The Clerk read as follows:

Strike out all after the enacting clause and insert the provisions of H. R. 7157 as amended.

The amendment was agreed to.

The bill was ordered to be read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

A similar House bill (H. R. 7157) was laid on the table.

FLOOD PROTECTION ON SAN JOAQUIN RIVER, CALIF.

The Clerk called the bill (H. R. 6066) authorizing modification of the project for flood protection on the San Joaquin River and tributaries, California.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the project for construction of channel improvement works and levee construction and reconstruction on the San Joaquin River and tributary channels, authorized by the Flood Control Act approved December 22, 1944, is hereby modified to provide that in lieu of furnishing flowage easements along the San Joaquin River upstream of the mouth of the Merced River as set forth in the report of the Chief of Engineers, published as Flood Control Committee Document No. 2, 78th Congress, responsible local interests may construct levees and channel improvements, as required, to protect such lands against floods subject to approval by the Chief of Engineers, United States Army: *Provided*, That the flood hazard to downstream areas is not materially increased thereby, and that due consideration be given to the timing and sequence of construction of the parts of the project to be accomplished by local interests in proper relation to the development of flood control storage on the tributaries of the San Joaquin River: *And provided further*, That construction and maintenance of such levees and channel improvements be undertaken at no cost to the United States.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

EXTENSION OF MARINE WAR-RISK INSURANCE AUTHORITY

The Clerk called the bill (S. 741) to extend the provisions of title 12 of the Merchant Marine Act, 1936, relating to war-risk insurance, for an additional 5 years.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That section 1214 of title 12 of the Merchant Marine Act, 1936, is amended by striking out "5" and inserting in lieu thereof "10."

With the following committee amendment:

Page 1, line 3, strike out "12" and insert "XII."

The committee amendment was agreed to.

The bill was ordered to be read a third time, was read the third time, and passed.

The title of the bill was amended so as to read: "An act to extend the provisions of title XII of the Merchant Marine Act, 1936, relating to war-risk insurance, for an additional 5 years."

A motion to reconsider was laid on the table.

INCLUDE SERVICES RENDERED STATES TOWARD RETIREMENT

The Clerk called the bill (S. 1041) to amend the Civil Service Retirement Act of May 29, 1930, as amended, to provide for the inclusion in the computation of accredited service of certain periods of service rendered States or instrumentalities of States, and for other purposes.

Public Law 191 - 84th Congress
Chapter 429 - 1st Session
S. 1878

AN ACT

All 69 Stat. 395.

To amend the Act authorizing the conveyance of certain lands to Miles City, Montana, in order to extend for five years the authority under such Act.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 6 of the Act entitled "An Act to authorize the conveyance to the city of Miles City, State of Montana, certain lands in Custer County, Montana, and for other purposes", approved June 16, 1950 (64 Stat. 233), is amended by striking out "five years" and inserting in lieu thereof "ten years".
Miles City, Mont.
64 Stat. 235.

Approved July 29, 1955.

